

# HOUSE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTIETH LEGISLATURE

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SEVENTY-FIFTH LEGISLATIVE DAY  
FRIDAY, MARCH 26, 2010

House of Representatives

The House convened at 8:30 a.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused – Clark, Pasley-Stuart, Shepherd(02).

Total – 3.

Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Katrine Franks, Page.

### Approval of Journal

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Seventy-fourth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

### Consideration of Messages from the Governor and the Senate

OFFICE OF THE GOVERNOR  
Boise

March 25, 2010

The Honorable Lawrence Denney  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bill, to wit:

[H 513](#)

As Always - Idaho, "Esto Perpetua"  
/s/ C. L. "Butch" Otter  
Governor

OFFICE OF THE GOVERNOR  
Boise

March 25, 2010

The Honorable Lawrence Denney  
Speaker of the House

Dear Mr. Speaker:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following House bills, to wit:

[H 415](#), [H 416](#), [H 417](#), [H 424](#), [H 431](#), [H 444](#), as amended, [H 445](#), [H 449](#), [H 456](#), [H 458](#), [H 463](#), [H 464](#), [H 465](#), [H 466](#), [H 469](#), [H 470](#), [H 471](#), [H 474](#), [H 476](#), [H 478](#), [H 480](#), as amended, [H 482](#), [H 510](#), [H 516](#), [H 517](#), [H 518](#), [H 519](#), [H 525](#), [H 533](#), [H 538](#), [H 553](#), [H 560](#), [H 561](#), and [H 579](#)

As Always - Idaho, "Esto Perpetua"  
/s/ C. L. "Butch" Otter  
Governor

March 25, 2010

Mr. Speaker:

I transmit herewith enrolled [S 1327](#), [S 1345](#), as amended, [S 1357](#), [S 1365](#), as amended, [S 1375](#), as amended, [S 1409](#), and [S 1410](#) for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled [S 1327](#), [S 1345](#), as amended, [S 1357](#), [S 1365](#), as amended, [S 1375](#), as amended, [S 1409](#), and [S 1410](#) and, when so signed, ordered them returned to the Senate.

March 25, 2010

Mr. Speaker:

I transmit herewith enrolled [SCR 113](#), [SCR 115](#), [SCR 119](#), and [SCR 120](#) for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled [SCR 113](#), [SCR 115](#), [SCR 119](#), and [SCR 120](#) and, when so signed, ordered them returned to the Senate.

March 25, 2010

Mr. Speaker:

I return herewith enrolled [HCR 36](#), [HCR 37](#), [HCR 47](#), [HCR 49](#), [HCR 55](#), [HCR 63](#), [HCR 58](#), [H 604](#), as amended, [H 428](#), [H 429](#), [H 461](#), [H 537](#), as amended, and [H 502](#) which have been signed by the President.

WOOD, Secretary

Enrolled [HCR 36](#), [HCR 37](#), [HCR 47](#), [HCR 49](#), [HCR 55](#), [HCR 63](#), and [HCR 58](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

Enrolled [H 604](#), as amended, [H 428](#), [H 429](#), [H 461](#), [H 537](#), as amended, and [H 502](#) were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 25, 2010

Mr. Speaker:

I transmit herewith [SCR 125](#), [SCR 126](#), and [S 1422](#) which have passed the Senate.

WOOD, Secretary

[SCR 125](#), [SCR 126](#), and [S 1422](#) were filed for first reading.

March 25, 2010

Mr. Speaker:

I transmit herewith [S 1428](#), [S 1429](#), [S 1430](#), [S 1431](#), [S 1432](#), [S 1433](#), [S 1434](#), and [S 1435](#) which have passed the Senate.

WOOD, Secretary

[S 1428](#), [S 1429](#), [S 1430](#), [S 1431](#), [S 1432](#), [S 1433](#), [S 1434](#), and [S 1435](#) were filed for first reading.

March 25, 2010

Mr. Speaker:

I return herewith [HCR 44](#), [H 607](#), [H 630](#), [H 601](#), [H 611](#), [H 462](#), [H 504](#), [H 548](#), as amended, [H 581](#), [H 644](#), and [H 605](#) which have passed the Senate.

WOOD, Secretary

[HCR 44](#), [H 607](#), [H 630](#), [H 601](#), [H 611](#), [H 462](#), [H 504](#), [H 548](#), as amended, [H 581](#), [H 644](#), and [H 605](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

March 25, 2010

Mr. Speaker:

I return herewith [H 647](#), [H 460](#), [H 624](#), [H 664](#), [H 659](#), [H 660](#), [H 661](#), [H 668](#), [H 670](#), [H 671](#), [H 492](#), [H 575](#), [H 617](#), [H 636](#), [H 662](#), [H 677](#), [H 678](#), [H 679](#), [H 669](#), [H 407](#), as amended, [H 656](#), [H 683](#), [H 687](#), [H 685](#), [H 689](#), [H 690](#), [H 503](#), [H 646](#), as amended, [H 586](#), as amended, [H 609](#), [H 426](#), [H 433](#), as amended, [H 566](#), [H 652](#), [H 673](#), [H 674](#), [H 680](#), [H 694](#), [H 695](#), [H 696](#), and [H 657](#) which have passed the Senate.

WOOD, Secretary

[H 647](#), [H 460](#), [H 624](#), [H 664](#), [H 659](#), [H 660](#), [H 661](#), [H 668](#), [H 670](#), [H 671](#), [H 492](#), [H 575](#), [H 617](#), [H 636](#), [H 662](#), [H 677](#), [H 678](#), [H 679](#), [H 669](#), [H 407](#), as amended, [H 656](#), [H 683](#), [H 687](#), [H 685](#), [H 689](#), [H 690](#), [H 503](#), [H 646](#), as amended, [H 586](#), as amended, [H 609](#), [H 426](#), [H 433](#), as amended, [H 566](#), [H 652](#), [H 673](#), [H 674](#), [H 680](#), [H 694](#), [H 695](#), [H 696](#), and [H 657](#) were referred to the Judiciary, Rules, and Administration Committee for enrolling.

### Report of Standing Committees

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled [HCR 59](#), [H 459](#), [H 602](#), as amended, [H 398](#), [H 438](#), [H 542](#), [H 574](#), [H 425](#), [H 608](#), as amended, [H 596](#), as amended, [H 496](#), [H 555](#), [H 603](#), [H 543](#), [H 550](#), [H 554](#), [H 593](#), as amended, [H 613](#), and [H 531](#), as amended.

CLARK, Chairman

The Speaker announced he was about to sign enrolled [HCR 59](#), [H 459](#), [H 602](#), as amended, [H 398](#), [H 438](#), [H 542](#), [H 574](#), [H 425](#), [H 608](#), as amended, [H 596](#), as amended, [H 496](#), [H 555](#), [H 603](#), [H 543](#), [H 550](#), [H 554](#), [H 593](#), as amended, [H 613](#), and [H 531](#), as amended, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed [H 534](#), as amended in the Senate, [H 576](#), as amended in the Senate, [H 509](#), as amended in the Senate, and [H 598](#), as amended in the Senate.

CLARK, Chairman

[H 534](#), as amended in the Senate, [H 576](#), as amended in the Senate, [H 509](#), as amended in the Senate, and [H 598](#), as amended in the Senate, were filed for first reading of engrossed bills.

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [HCR 61](#) to the Secretary of State at 1:19 p.m., as of this date, March 25, 2010.

CLARK, Chairman

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled [H 400](#), as amended in the Senate, to the Governor at 1:15 p.m., as of this date, March 25, 2010.

CLARK, Chairman

March 25, 2010

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration [S 1407](#) and report it back with amendments attached to be placed on General Orders for consideration.

STEVENSON, Chairman

[S 1407](#) was placed on General Orders for consideration.

There being no objection, the House advanced to the Seventh Order of Business.

### Motions, Memorials, and Resolutions

[SCR 125](#) and [SCR 126](#), by State Affairs Committee, were introduced, read the first time by title, and filed for second reading.

### Introduction, First Reading, and Reference of Bills and Joint Resolutions

#### HOUSE BILL NO. 728 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2010; REDUCING THE APPROPRIATION TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2010; APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2011; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING LEGISLATIVE INTENT ON STATE EMPLOYEE HEALTH INSURANCE BENEFITS; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JULY 1, 2010; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JANUARY 1, 2011; PROVIDING LEGISLATIVE INTENT ON THE IDAHO EDUCATION NETWORK; AND DECLARING AN EMERGENCY.

[H 728](#) was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1422](#), by State Affairs Committee, was introduced, read the first time by title, and referred to the Education Committee.

[S 1428](#), [S 1429](#), [S 1430](#), [S 1431](#), [S 1432](#), [S 1433](#), [S 1434](#), and [S 1435](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

### First Reading of Engrossed Bills

[H 534](#), as amended in the Senate, by Health and Welfare Committee, was introduced, read the first time by title, and filed for second reading.

[H 576](#), as amended in the Senate, by Revenue and Taxation Committee, was introduced, read the first time by title, and filed for second reading.

[H 509](#), as amended in the Senate, by Commerce and Human Resources Committee, was introduced, read the first time by title, and filed for second reading.

[H 598](#), as amended in the Senate, by State Affairs Committee, was introduced, read the first time by title, and filed for second reading.

### Second Reading of Bills and Joint Resolutions

[H 714](#), [H 715](#), [H 716](#), [H 717](#), [H 721](#), [H 722](#), [H 723](#), [H 724](#), [H 725](#), [H 726](#), and [H 727](#), by Appropriations Committee, were read the second time by title and filed for third reading.

[S 1344](#), as amended, and [S 1346](#), as amended, by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

[S 1425](#) and [S 1401](#), as amended, by State Affairs Committee, were read the second time by title and filed for third reading.

[S 1419](#), [S 1420](#), [S 1423](#), [S 1424](#), [S 1426](#), and [S 1427](#), by Finance Committee, were read the second time by title and filed for third reading.

[H 545](#), as amended in the Senate, and [H 493](#), as amended in the Senate, by Education Committee, were read the second time by title and filed for third reading.

There being no objection, the House returned to the Seventh Order of Business.

### Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 714](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 714](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 714](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Jaquet to open debate.

The question being, "Shall [H 714](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 54.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Chew, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Schaefer, Shepherd(02), Smith(30), Thompson. Total – 15.

Total – 70.

Whereupon the Speaker declared that [H 714](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 715](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 715](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 715](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood(27) to open debate.

The question being, "Shall [H 715](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Chadderdon, Chew, Collins, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Jaquet, Jarvis, Kren, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Sayler, Schaefer, Shepherd(08), Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 48.

NAYS – Burgoyne, Cronin, Durst, Higgins, Killen, King, Ringo, Rusche. Total – 8.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Luker, Moyle, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Shirley, Smith(30), Thompson. Total – 14.

Total – 70.

Whereupon the Speaker declared that [H 715](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 716](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 716](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 716](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood(27) to open debate.

The question being, "Shall [H 716](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jarvis, Killen, Kren, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer,

Shepherd(08), Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 51.

NAYS – Burgoyne, Durst, King. Total – 3.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Jaquet, Luker, Moyle, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Shirley, Smith(30), Thompson, Wills. Total – 16.

Total – 70.

Whereupon the Speaker declared that [H 716](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 717](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 717](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 717](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood(27) to open debate.

The question being, "Shall [H 717](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Block, Bolz, Boyle, Chadderdon, Chavez, Collins, Crane, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Jaquet, Jarvis, Killen, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Raybould, Ruchti, Shepherd(08), Simpson, Smith(30), Stevenson, Takasugi, Thayn, Wood(27), Wood(35), Mr. Speaker. Total – 49.

NAYS – Burgoyne, Chew, Cronin, Durst, Higgins, King, Pence, Ringo, Rusche, Sayler, Schaefer, Smith(24), Trail. Total – 13.

Absent and excused – Boe, Clark, Pasley-Stuart, Roberts, Shepherd(02), Shirley, Thompson, Wills. Total – 8.

Total – 70.

Whereupon the Speaker declared that [H 717](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.



Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 721](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 721](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 721](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall [H 721](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – None.

Absent and excused – Boe, Clark, Lake, Pasley-Stuart, Roberts, Shepherd(02), Shirley. Total – 7.

Total – 70.

Whereupon the Speaker declared that [H 721](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 722](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 722](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 722](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. McGeachin to open debate.

The question being, "Shall [H 722](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 61.

NAYS – Durst, Trail. Total – 2.

Absent and excused – Black, Boe, Clark, Lake, Pasley-Stuart, Roberts, Shepherd(02). Total – 7.

Total – 70.

Whereupon the Speaker declared that [H 722](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 723](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 723](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson,

Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 723](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Wood(27) to open debate.

The question being, "Shall [H 723](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – Burgoyne, Durst, Sayler. Total – 3.

Absent and excused – Boe, Clark, Lake, Pasley-Stuart, Roberts, Shepherd(02), Trail. Total – 7.

Total – 70.

Whereupon the Speaker declared that [H 723](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 724](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 724](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 724](#) was read the first

time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Henderson to open debate.

The question being, "Shall [H 724](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wood(27), Wood(35), Mr. Speaker. Total – 62.

NAYS – None.

Absent and excused – Boe, Clark, Lake, Pasley-Stuart, Roberts, Shepherd(02), Trail, Wills. Total – 8.

Total – 70.

Whereupon the Speaker declared that [H 724](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 725](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 725](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayn, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 725](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [H 725](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs,

Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wood(27), Wood(35), Mr. Speaker. Total – 61.

NAYS – Schaefer. Total – 1.

Absent and excused – Boe, Clark, Lake, Pasley-Stuart, Roberts, Shepherd(02), Trail, Wills. Total – 8.  
Total – 70.

Whereupon the Speaker declared that [H 725](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 726](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 726](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayne, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.  
Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 726](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [H 726](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – None.

Absent and excused – Boe, Clark, Lake, Pasley-Stuart, Roberts, Shepherd(02), Trail. Total – 7.

Total – 70.

Whereupon the Speaker declared that [H 726](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 727](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 727](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(24), Stevenson, Takasugi, Thayne, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 55.

NAYS – Durst. Total – 1.

Absent and excused – Black, Boe, Chavez, Clark, Crane, Kren, Luker, Pasley-Stuart, Roberts, Ruchti, Shepherd(02), Smith(30), Thompson, Wills. Total – 14.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 727](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nonini to open debate.

The question being, "Shall [H 727](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 62.

NAYS – None.

Absent and excused – Boe, Clark, Lake, Pasley-Stuart, Roberts, Shepherd(02), Smith(24), Trail. Total – 8.

Total – 70.

Whereupon the Speaker declared that [H 727](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

There being no objection, the House returned to the Fifth Order of Business.

### Report of Standing Committees

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 728](#).

CLARK, Chairman

[H 728](#) was filed for second reading.

There being no objection, the House advanced to the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

[S 1417](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall [S 1417](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pence, Raybould, Ringo, Rusche, Saylor, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 58.

NAYS – Barrett, Thayne. Total – 2.

Absent and excused – Boe, Clark, Loertscher, Pasley-Stuart, Patrick, Roberts, Ruchti, Schaefer, Shepherd(02), Trail. Total – 10.

Total – 70.

Whereupon the Speaker declared that [S 1417](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1320](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Chew to open debate.

The question being, "Shall [S 1320](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Ruchti, Rusche, Saylor, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 62.

NAYS – None.

Absent and excused – Bell, Boe, Clark, Pasley-Stuart, Roberts, Schaefer, Shepherd(02), Trail. Total – 8.

Total – 70.

Whereupon the Speaker declared that [S 1320](#), as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1340](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smith(24) to open debate.

The question being, "Shall [S 1340](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 64.

NAYS – None.

Absent and excused – Bell, Boe, Clark, Pasley-Stuart, Shepherd(02), Trail. Total – 6.

Total – 70.

Whereupon the Speaker declared that [S 1340](#), as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1382](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smith(24) to open debate.

The question being, "Shall [S 1382](#), as amended, pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – None.

Absent and excused – Anderson, Boe, Clark, Nonini, Pasley-Stuart, Shepherd(02), Trail. Total – 7.

Total – 70.

Whereupon the Speaker declared that [S 1382](#), as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1383](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Killen to open debate.

The question being, "Shall [S 1383](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis,



Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 64.

NAYS – None.

Absent and excused – Block, Boe, Clark, Pasley-Stuart, Shepherd(02), Trail. Total – 6.

Total – 70.

Whereupon the Speaker declared that [S 1383](#), as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1384](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [S 1384](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 62.

NAYS – None.

Absent and excused – Bedke, Boe, Clark, Harwood, Pasley-Stuart, Rusche, Shepherd(02), Trail. Total – 8.

Total – 70.

Whereupon the Speaker declared that [S 1384](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1301](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nielsen to open debate.

The question being, "Shall [S 1301](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bolz, Boyle, Burgoyne, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jarvis, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Moyle, Nielsen, Nonini, Palmer, Patrick, Raybould, Ringo, Roberts, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 57.

NAYS – None.

Absent and excused – Bedke, Boe, Chadderdon, Clark, Jaquet, Kren, Mathews, McGeachin, Pasley-Stuart, Pence, Ruchti, Shepherd(02), Trail. Total – 13.

Total – 70.

Whereupon the Speaker declared that [S 1301](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1310](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thayn to open debate.

The question being, "Shall [S 1310](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Takasugi, Thayn, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 60.

NAYS – None.

Absent and excused – Black, Boe, Clark, Kren, McGeachin, Pasley-Stuart, Schaefer, Shepherd(02), Stevenson, Trail. Total – 10.

Total – 70.

Whereupon the Speaker declared that [S 1310](#) passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House returned to the Eighth Order of Business.

### **Introduction, First Reading, and Reference of Bills and Joint Resolutions**

#### **HOUSE BILL NO. 729 BY WAYS AND MEANS COMMITTEE AN ACT**

RELATING TO DRIVING WHILE TEXTING; AMENDING SECTION 49-121, IDAHO CODE, TO DEFINE THE TERM "TEXTING"; AMENDING SECTION 49-529, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE; AND AMENDING CHAPTER 6, TITLE 49, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 49-675, IDAHO CODE, TO PROHIBIT TEXTING WHILE DRIVING A MOTOR VEHICLE, TO PROVIDE FOR EXCEPTIONS AND TO PROVIDE PENALTIES.

[H 729](#) was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House returned to the Fifth Order of Business.

### **Report of Standing Committees**

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 729](#).

CLARK, Chairman

[H 729](#) was filed for second reading.

There being no objection, the House advanced to the Eleventh Order of Business.

### **Third Reading of Bills and Joint Resolutions**

[S 1399](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thompson to open debate.

The question being, "Shall [S 1399](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thompson, Wills, Wood(27), Mr. Speaker. Total – 58.

NAYS – Burgoyne, Harwood, Ruchti, Smith(24). Total – 4.

Absent and excused – Anderson, Boe, Clark, Pasley-Stuart, Shepherd(02), Thayne, Trail, Wood(35). Total – 8.

Total – 70.

Whereupon the Speaker declared that [S 1399](#) passed the House. Title was approved and the bill ordered returned to the Senate.

### Consideration of General Orders

Mr. Moyle moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Mr. Roberts. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Bedke in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

### Report of the Committee of the Whole House

March 26, 2010

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration [S 1403](#) and [S 1407](#) and report them back without recommendation, amended as follows:

#### HOUSE AMENDMENT TO S.B. NO. 1403

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 20 through 25, and insert: "board of fire protection commissioners. If ~~the~~ thirty-three percent (33%) of the property and/or population in the fire protection district is situated in two (2) or more counties, not more than two (2) of the fire protection district commissioners shall be from the same county, unless pursuant to section 31-1410A, Idaho Code, the board is comprised of five (5) members, in which event not more than three (3) of the commissioners shall be from the same county."; and in line 29, delete "general" and insert: "~~general~~".

##### CORRECTION TO TITLE

On page 1, in line 3, delete "DELETE" and insert: "REVISE".

#### HOUSE AMENDMENT TO S.B. NO. 1407

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 30, following "moneys" insert: "voluntarily"; in line 37, delete "facilitation" and insert: "project management"; and in line 39, following "projects" insert: "associated with the statewide comprehensive aquifer planning and management effort".

#### AMENDMENT TO THE BILL

On page 2, following line 2, insert:

"SECTION 2. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval."

#### CORRECTION TO TITLE

On page 1, in line 13, following "INVESTMENTS" insert: "; AND DECLARING AN EMERGENCY".

We have also had under consideration [S 1352](#), as amended, and [S 1347](#), report progress and beg leave to sit again.

BEDKE, Chairman

Mr. Bedke moved that the report be adopted. Seconded by Mr. Moyle.

Whereupon the Speaker declared the report adopted.

[S 1403](#), as amended in the House, and [S 1407](#), as amended in the House, were filed for first reading.

[S 1352](#), as amended, and [S 1347](#) were retained on General Orders.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House returned to the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

[S 1400](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Loertscher and Mr. Gibbs to open debate.

The question being, "Shall [S 1400](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Clark, Pasley-Stuart, Ruchti, Shepherd(02), Trail. Total – 5.

Total – 70.

Whereupon the Speaker declared that [S 1400](#) passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1311](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hart to open debate.

The question being, "Shall [S 1311](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 65.

NAYS – None.

Absent and excused – Clark, Pasley-Stuart, Ruchti, Shepherd(02), Trail. Total – 5.

Total – 70.

Whereupon the Speaker declared that [S 1311](#), as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House returned to the Fifth Order of Business.

### Report of Standing Committees

March 26, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed House amendments to [S 1403](#) and [S 1407](#).

CLARK, Chairman

There being no objection, the House returned to the Eighth Order of Business.

### Introduction, First Reading, and Reference of Bills and Joint Resolutions

[S 1403](#), as amended in the House, by Judiciary and Rules Committee, was introduced, read the first time by title, and filed for second reading.

[S 1407](#), as amended in the House, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

[S 1361](#), as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Smith(24) to open debate.

At this time, Mr. Moyle took the Chair.

The question being, "Shall [S 1361](#), as amended, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs,

Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Luker, Marriott, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Wood(35). Total – 63.

NAYS – Loertscher, Mathews. Total – 2.

Absent and excused – Clark, Pasley-Stuart, Shepherd(02), Trail, Mr. Speaker. Total – 5.

Total – 70.

Whereupon the Speaker Pro Tem declared that [S 1361](#), as amended, passed the House. Title was approved and the bill ordered returned to the Senate.

[S 1398](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Ruchti to open debate.

At this time, the Speaker took the Chair.

The question being, "Shall [S 1398](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hartgen, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Luker, Marriott, Mathews, Moyle, Palmer, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Wills, Wood(27), Mr. Speaker. Total – 53.

NAYS – Barrett, Hagedorn, Hart, Harwood, Henderson, Loertscher, McGeachin, Nielsen, Nonini, Patrick, Schaefer, Shepherd(08), Wood(35). Total – 13.

Absent and excused – Clark, Pasley-Stuart, Shepherd(02), Trail. Total – 4.

Total – 70.

Whereupon the Speaker declared that [S 1398](#) passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House returned to the Seventh Order of Business.

### Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 729](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 729](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bedke, Bell, Bilbao, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor,

Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – Durst. Total – 1.

Absent and excused – Bayer, Black, Clark, Pasley-Stuart, Shepherd(02), Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 729](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Kren to open debate.

Mr. Hartgen asked unanimous consent that, pursuant to Rule 22, discussion of [S 1352](#), as amended, be allowed in debate of [H 729](#). There being no objection it was so ordered.

The question being, "Shall [H 729](#) pass?"

Roll call resulted as follows:

AYES – Andrus, Barrett, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chavez, Chew, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Higgins, Jaquet, Jarvis, Killen, King, Kren, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Palmer, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Schaefer, Shirley, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Trail, Wills, Wood(35), Mr. Speaker. Total – 51.

NAYS – Anderson, Bayer, Chadderdon, Hart, Hartgen, Harwood, Henderson, Labrador, McGeachin, Nonini, Patrick, Saylor, Shepherd(08), Simpson, Thompson, Wood(27). Total – 16.

Absent and excused – Clark, Pasley-Stuart, Shepherd(02). Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 729](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [H 728](#) be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [H 728](#) be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bedke, Bell, Bilbao, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – Durst. Total – 1.

Absent and excused – Bayer, Black, Clark, Pasley-Stuart, Shepherd(02), Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [H 728](#) was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ringo and Ms. Jaquet to open debate.

The question being, "Shall [H 728](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 62.

NAYS – Durst, Schaefer. Total – 2.

Absent and excused – Black, Clark, Lake, McGeachin, Pasley-Stuart, Shepherd(02). Total – 6.

Paired Votes:

AYE -- Boe

NAY -- Durst

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker declared that [H 728](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1403](#), as amended in the House, be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1403](#), as amended in the House, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bedke, Bell, Bilbao, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – Durst. Total – 1.

Absent and excused – Bayer, Black, Clark, Pasley-Stuart, Shepherd(02), Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1403](#), as amended in the House, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.



At this time, the Speaker recognized Mr. Bilbao to open debate.

The question being, "Shall [S 1403](#), as amended in the House, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 64.

NAYS – None.

Absent and excused – Clark, Crane, Durst, McGeachin, Pasley-Stuart, Shepherd(02). Total – 6.

Total – 70.

Whereupon the Speaker declared that [S 1403](#), as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of [S 1407](#), as amended in the House, be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that [S 1407](#), as amended in the House, be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Mr. Rusche.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bedke, Bell, Bilbao, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wood(27), Wood(35), Mr. Speaker. Total – 63.

NAYS – Durst. Total – 1.

Absent and excused – Bayer, Black, Clark, Pasley-Stuart, Shepherd(02), Wills. Total – 6.

Total – 70.

Whereupon the Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and [S 1407](#), as amended in the House, was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Patrick to open debate.

The question being, "Shall [S 1407](#), as amended in the House, pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Collins, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Palmer, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(08), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayne, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 62.

NAYS – Barrett, Loertscher. Total – 2.

Absent and excused – Clark, Crane, Durst, McGeachin, Pasley-Stuart, Shepherd(02). Total – 6.

Total – 70.

Whereupon the Speaker declared that [S 1407](#), as amended in the House, passed the House. Title was approved and the bill ordered returned to the Senate.

There being no objection, the House returned to the Fourth Order of Business.

### Consideration of Messages from the Governor and the Senate

March 26, 2010

Mr. Speaker:

I transmit herewith [S 1440](#), [S 1441](#), [S 1439](#), [S 1438](#), [S 1436](#), and [S 1437](#) which have passed the Senate.

WOOD, Secretary

[S 1440](#), [S 1441](#), [S 1439](#), [S 1438](#), [S 1436](#), and [S 1437](#) were filed for first reading.

March 26, 2010

Mr. Speaker:

I transmit herewith [S 1442](#) and [S 1443](#) which have passed the Senate.

WOOD, Secretary

[S 1442](#) and [S 1443](#) were filed for first reading.

There being no objection, the House advanced to the Eighth Order of Business.

### Introduction, First Reading, and Reference of Bills and Joint Resolutions

[S 1440](#), [S 1441](#), [S 1439](#), [S 1438](#), [S 1436](#), [S 1437](#), [S 1442](#), and [S 1443](#), by Finance Committee, were introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

[S 1385](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Shirley and Ms. Jaquet to open debate.

At this time, Mr. Mathews took the Chair.

The question being, "Shall [S 1385](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Boe, Burgoyne, Chadderdon, Chavez, Chew,

Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Saylor, Shepherd(02), Shepherd(08), Shirley, Smith(30), Takasugi, Thayn, Wills, Wood(27), Mr. Speaker. Total – 54.

NAYS – Block, Bolz, Boyle, Collins, Crane, Kren, Palmer, Schaefer, Simpson, Smith(24), Stevenson, Thompson, Trail, Wood(35). Total – 14.

Absent and excused – Clark, McGeachin. Total – 2.

Paired Votes:

AYE -- Durst	NAY -- Kren
AYE -- Shepherd(02)	NAY -- Stevenson
AYE -- Pasley-Stuart	NAY -- Trail
AYE -- Mr. Speaker	NAY -- Smith(24)
AYE -- Moyle	NAY -- Schaefer
AYE -- Wood(27)	NAY -- Simpson

(Pairs enumerated in roll call above.)

Total – 70.

Whereupon the Speaker Pro Tem declared that [S 1385](#) passed the House. Title was approved and the bill ordered returned to the Senate.

Mr. Bedke asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 29, 2010. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

### **Adjournment**

Mr. Moyle moved that the House adjourn until 10 a.m., Monday, March 29, 2010. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 3:57 p.m.

LAWERENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk